

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Casper et al.

Conf. No.:

Serial No.:

10/685,187

Art Unit: To be assigned

Filing Date: October 14, 2003

Examiner: To be assigned

For: Medicament Respiratory Delivery Device and Method

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §1.56, 1.97(b) and 1.98, applicants respectfully submit this communication to make of record the document(s) cited in FORM PTO-1449. This current communication supplements the documents cited in the parent case of the present application identified above: Serial No. 09/950,369 filed September 10, 2001, its parent case, Serial No. 09/879,517 filed June 12, 2001, and its parent case, Serial No. 09/758,776 filed January 12, 2001. Copies of the cited document(s), where required, are enclosed herewith.

Although applicant believes no fee is required, since this paper is filed prior to three months after filing, the Commissioner is hereby authorized to charge Deposit Account No. 02-1666 for any additional fees which may be required or credit any overpayment to Deposit Account No. 02-1666. Triplicate copies of this sheet are enclosed.

Dated: January 8, 2004

Respectfully submitted.

Reg. No. 48,030 Agent for Applicants

(201) 847-6782

Becton, Dickinson and Company 1 Becton Drive Franklin Lakes, NJ 07417-1880 (201) 847-6782

Doc# 73573v1

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Substitute for form 1449/PTO		Complete if Known			
		Application Number	10/685,187		
	INICODERATION DISCLOSIDE	Filing Date	October 14, 2003		
INFORMATION DISCLOSURE		First Named Inventor	Casper et al.		
	STATEMENT BY APPLICANT	Art Unit	To be assigned		
	(Use as many sheets as necessary)	Examiner Name	To be assigned		
Sh	neet 1 of 2	Attorney Docket Number	P-5253C1		

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} Re. 35,986	12-08-1998	Ritson et al.	
		^{US-} 3,494,359	02-10-1970	Zackheim, Eli A.	
		US- 3,595,439	07-27-1971	Newby et al.	
-		^{US-} 3,625,213	12-07-1971	Brown, Frank E.	
		^{US-} 3,756,390	09-04-1973	Abbey et al.	
		^{US-} 3,949,751	04-13-1976	Birch et al.	
		^{US-} 4,412,836	11-01-1983	Brignola, Dominic J.	
		^{US-} 4,599,082	07-08-1986	Grimard, Jean P.	
		^{US-} 5,433,191	07-18-1995	Haber et al.	
		^{US-} 5,645,050	07-08-1997	Zierenberg et al.	
		^{US-} 5,662,098	09-02-1997	Yoshida, Norio	
		^{US-} 5,683,361	11-04-1997	Elk et al.	
		^{US-} 5,772,665	06-30-1998	Glad et al.	
		^{US-} 5,819,730	10-13-1998	Stone et al.	
		us- 5,836,922	11-17-1998	Hansen et al.	
-		^{US-} 5,881,716	03-16-1999	Wirch et al.	
		^{US-} 5,918,594	07-06-1999	Asking et al.	
		^{US-} 5,941,867	08-24-1999	Kao, Ti	
		^{US-} 6,024,721	02-15-2000	Wong et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T⁵
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Examiner	Date	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

PTO/SB/08A (04-03)

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Complete if Known Substitute for form 1449/PTO Application Number 10/685,187 Filing Date October 14, 2003 INFORMATION DISCLOSURE First Named Inventor Casper et al. STATEMENT BY APPLICANT Art Unit To be assigned (Use as many sheets as necessary) Examiner Name To be assigned Sheet 2 of 2 Attorney Docket Number P-5352C1

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials*	No.1	No.1 MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant	
		Number-Kind Code ^{2 (if known)}			Figures Appear
		^{US-} 6,065,472	05-23-2000	Anderson et al.	
		^{US-} 6,105,574	08-22-2000	Jahnsson, Magnus	
	-	^{US-} 6,302,101	10-16-2001	Py, Daniel	
		^{US-} 6,308,704	10-30-2001	Wennerberg, Karin G.	
		^{US-} 6,443,152	09-03-2002	Lockhart et al.	
		^{US-} 6,562,002	05-13-2003	Taylor, Michael A.	
		^{US-} 6,584,969	07-01-2003	Farmer, Michael W.	
		^{US-} 6,641,561	11-04-2003	Hill et al.	
		^{US-} 6,641,565	11-04-2003	Lavi et al.	
		^{US-} 6,656,150	12-02-2003	Hill et al.	
		^{US-} 20030028142A1	02-06-2003	Nobbio, Alessio	
		^{US-} 20030036725A1	02-20-2003	Lavi et al.	
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Τ
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	<u> </u>
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Examiner	Date	
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